

REMARKS

This amendment is submitted in response to the Office Action dated January 11, 2002 and to the personal interview that was held with Examiner Wilson on June 19, 2002. After entry of this amendment, claims 2, 4-7 and 9-49 will be pending. Reconsideration and allowance is respectfully requested in view of the remarks made below.

1. The Personal Interview

Examiner Wilson is thanked for the courtesies that were extended to Applicant's representative in the personal interview that was held on Wednesday, June 19, 2002.

The interview focused on the large number of formal issues that were raised in the Office Action. Specifically, Examiner Wilson and the Special Programs Examiner for her Group, Ms. Sholl, conversed with the undersigned in order to identify the specific and most efficient actions that would be needed by Applicant to comply with the requirements of the Office Action.

In regard to the objections to the original Specification, it was decided that it would be appropriate to present an original specification that is substantially the same as the original patent, and present an Amendment that incorporated the original amendments that were presented in the original retyped specification plus those amendments that were felt to be necessary in response to the outstanding Office Action.

In response to the Failure of Assignee to Establish Ownership, it was agreed that a paper needs to be submitted identifying the specific reel and frame at which the Assignment of the original Patent is recorded.

In response to the indication of a Defective Reissue Oath/Declaration, it was decided that the oath or declaration could in fact be submitted in counterparts, but that the names of the other inventors must be included on each copy of the oath or declaration. In addition, it was decided that the address and citizenship of the deceased inventor's legal representative must be included on the oath or declaration that is being executed by the legal representative.

2. Applicant's Amendment

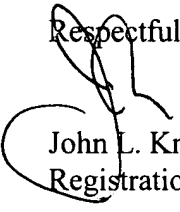
Accordingly, Applicant is submitting herewith (1) a substitute Offer to Surrender, Assent of Assignee Document that specifically identifies the Original Patent as having been assigned to Munchkin, Inc. at Reel 010785, Frame 0286; (2) a Substitute Original Specification for this Reissue Patent Application; (3) a detailed Amendment that makes the changes that were made in the original Reissue Patent submission plus those changes that were necessitated by the Objections and Rejections in the Office Action; (4) a Substitute Declaration executed by inventor Steven B. Dunn; and (5) a Substitute Declaration executed by the legal representative of the deceased inventor.

It will be noted that Applicant has accepted the subject matter that was indicated as being allowable in the Office Action, correcting the informalities that were noted in the Section 112 rejections and writing the allowed dependent claims in independent form. The rejections made in response to the Section 112 rejections should be interpreted as formal only, without substantive effect.

3. Conclusion

Applicant has made an earnest effort to place this application in condition for allowance. If the Examiner feels that a telephone interview would expedite prosecution of this patent application, she is respectfully invited to telephone the undersigned at 215-599-0600.

Respectfully submitted,


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Date: 7/11/02

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